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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/718,805	11/24/2003	Rena Y. Jacobson	1215-0496P (000408-078)	3455
2292	7590	11/15/2004	EXAMINER	
BIRCH STEWART KOLASCH & BIRCH PO BOX 747 FALLS CHURCH, VA 22040-0747			VALENZA, JOSEPH E	
			ART UNIT	PAPER NUMBER

3651

DATE MAILED: 11/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 10/718,805	<b>Applicant(s)</b> JACOBSON ET AL.	
	<b>Examiner</b> Joseph Valenza	<b>Art Unit</b> 3651	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |                                                                                                                                               |                                                                                         |
|-----------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                                                   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                                          | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>11/24/03</u> . | 6) <input type="checkbox"/> Other: ____.                                                |

### DETAILED ACTION

1. Claims 1-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Logothetis et al, Peterson et al '473 or '341 or Burdon et al.

The methods of fabricating a package as taught by the prior art are functionally equivalent to that claimed by applicant.

In Logothetis et al, layers 1-3, layers 5 and 6 and layers 8 and 9 are bonded into groups 110, 120 and 130, respectively. Then groups 110, 120 and 130 at least are bonded into unit 200. Cavities are formed in some of the layers. It has not been proven to be critical to the method of assembly when or how the cavities are formed and, therefore, is considered to be an obvious matter of choice. Note column 9 line 58+ for assembly and pressure information.

In Peterson et al '473, note figures 6A-D and their related disclosure.

In Peterson et al '341, note column 12, lines 41-54.

In Burdon et al, note column 7, lines 36-56.

With regard to "dividing in claim 1 and "panel" of claim 2 and "parts" of claim 3, the source of parts or layers is the sheets of green-tape in Logothetis et al, Peterson et al '473 or '341 or Burdon et al.

With regard to claim 5, the number of layers and their thickness have not been shown to be critical to the method of assembly.

With regard to claims 6-8, the article being formed has not been shown to be critical to the method of assembly.

With regard to claims 12 and 13, the method of forming the cavity has not been shown to be critical to the method of assembly.

With regard to claims 11, 14 and 15, the pressure used to bond has not been shown to be critical to the method of assembly because the use of adhesives, etc. has not been specified.

With regard to claims 16-20, the addition of additional parts has not been shown to be critical to the method of assembly.

2. Alexander and Breglia et al are pertinent.
3. Any inquiry concerning this communication should be directed to Joseph E. Valenza at telephone number (703) 308-2577. Amendments may be faxed to (703) 872-9306. My normal work week is Monday through Thursday.

A handwritten signature in black ink, reading "Joseph Valenza". The signature is written in a cursive, flowing style with a large initial "J".

JOSEPH E. VALENZA  
PRIMARY EXAMINER